

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

SHPIZEL

Serial No.: 10/626,481

Filed: July 24, 2003

Confirmation No.: 1308

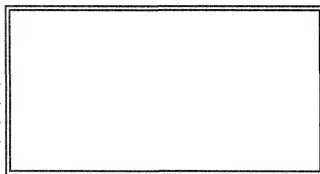
Atty. File No.: 50028-00005

For: "SEARCHLIGHT WITH IMPROVED  
OPTICAL DENSITY"

) Group Art Unit: 2875

) Examiner: Not Yet Assigned

) **TERMINAL DISCLAIMER**



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

HYPERBOLOID CORPORATION, a corporation fully organized under the laws of the State of New York and having a place of business at 211 South Road, Wurtsboro, New York, 12790, is the owner of 100 percent interest in and to U.S. Patent Application Serial No. 10/626,481, for "SEARCHLIGHT WITH IMPROVED OPTICAL DENSITY," filed July 24, 2003, and hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on U.S. Patent Application Serial No. 10/626,481, which would extend beyond the expiration date of the full statutory term defined in 35 USC §§154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,604,843 B2. The owner hereby agrees that any patent so granted on U.S. Patent Application Serial No. 10/626,481 shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding on the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on U.S. Patent Application Serial No. 10/626,481 that would extend to the expiration date of the full statutory term as defined in 35 USC §§154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that any such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. ' 1.321(a), has all claims cancelled by reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.


A check for the statutory disclaimer fee of \$65.00 as specified under 37 C.F.R. ' 1.20(d) is enclosed herewith.

The undersigned is an attorney or agent of record.

Respectfully submitted,

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By: \_\_\_\_\_

  
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